

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

IN RE: REINBECK MUNICIPAL TELECOMMUNICATIONS UTILITIES	DOCKET NO. 199 IAC 39.2(4)
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ORDER DESIGNATING ELIGIBLE CARRIER

(Issued March 15, 2002)

On February 20, 2002, Reinbeck Municipal Telecommunications Utilities (Reinbeck) filed a request for universal service eligible carrier status in Iowa. Reinbeck asks that the Utilities Board (Board) designate Reinbeck as an eligible telecommunications carrier pursuant to 199 IAC 39.2(4).

Board rule 39.2 provides a means by which the Board can designate Iowa telecommunications companies to be eligible to receive funding from the universal service fund, as defined by the Telecommunications Act of 1996, 47 U.S.C. § 254. Under the Act (and Federal Communications Commission regulations implementing the Act), the Board must determine that a carrier meets the following service requirements before it may be designated an eligible carrier as set forth in rule 39.2(4):

- 1) Offer the services supported by the federal universal service fund;
- 2) Offer the service using its own facilities or a combination of its own facilities and resale (47 C.F.R. § 54.201(c) provides that "own facilities" includes purchased unbundled network elements);

- 3) Advertise the availability of the supported services; and
- 4) Offer the services throughout the designated service area.

In its request for designation, Reinbeck states that it satisfies each of these requirements. Based on that representation, the Board finds that Reinbeck offers the services supported by the federal universal service fund using its own facilities or a combination of its own facilities and resale. The Board also finds that Reinbeck advertises and offers the services throughout its designated service area.

IT IS THEREFORE ORDERED:

1. Eligible telecommunications carrier status is granted to Reinbeck Municipal Telecommunications Utilities (Reinbeck) as requested on February 20, 2002. The designated service area for Reinbeck shall be Reinbeck's service territory as established in its certificate of public convenience and necessity.
2. The Executive Secretary of the Board shall mail copies of this order to Reinbeck, the Universal Service Administration Company, the FCC Universal Service Branch, and the FCC Office of the Secretary.

UTILITIES BOARD

/s/ Diane Munns

/s/ Mark O. Lambert

ATTEST:

/s/ Judi K. Cooper
Executive Secretary

/s/ Elliott Smith

Dated at Des Moines, Iowa, this 15th day of March, 2002.